

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 41, § 4-511B.

In subsection (b)(2) of this section, the reference to a right of "judicial review" is substituted for the former reference to a right of "appeal" for accuracy. See, e.g., Md. Rule 7-201.

Also in subsection (b)(2) of this section, the reference to "establish[ing]" a right of judicial review is added to state expressly that which was formerly only implied in the reference to a "right of [judicial review]".

Defined terms: "Commission" § 7-101
 "Division of Parole and Probation" § 1-101
 "Parole" § 7-101
 "Parolee" § 7-101

7-403. CONVICTION OF CRIME COMMITTED WHILE ON PAROLE.

(A) IN STATE.

IF A PAROLEE IS CONVICTED OF A CRIME COMMITTED WHILE ON PAROLE AND IS SENTENCED TO AN ADDITIONAL TERM OF IMPRISONMENT IN ANY CORRECTIONAL FACILITY IN THIS STATE, THE NEW SENTENCE SHALL RUN CONSECUTIVE TO THE TIME TO BE SERVED ON THE ORIGINAL TERM UNLESS THE JUDGE IMPOSING THE NEW SENTENCE EXPRESSLY ORDERS OTHERWISE.

(B) OUT-OF-STATE.

IF A PAROLEE IS CONVICTED IN ANOTHER STATE OF A CRIME COMMITTED WHILE ON PAROLE AND IS SENTENCED TO SERVE A TERM OF IMPRISONMENT IN A CORRECTIONAL FACILITY IN THE OTHER STATE, THE COMMISSION SHALL FILE WITH THE MANAGING OFFICIAL OF THE CORRECTIONAL FACILITY IN THE OTHER STATE A DECLARATION OF VIOLATION OF PAROLE TO SERVE AS A DETAINER ON THE PAROLEE'S RELEASE FROM THE CORRECTIONAL FACILITY.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 41, § 4-517.

In subsection (a) of this section, the reference to a "term of imprisonment" is substituted for the former reference to a "period of incarceration" for consistency throughout this article. See General Revisor's Note to this article.

In subsection (b) of this section, the reference to a parolee who is "sentenced to serve a term of imprisonment in a correctional facility in the other state" is substituted for the former reference to a parolee who "may be confined in penalty thereof" for clarity.

Defined terms: "Commission" § 7-101
 "Correctional facility" § 1-101
 "Managing official" § 1-101